

MS RECEIVED 18 APR 2006

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: April 13, 2006

Name: M. Collins

Signature: *M. Collins*

BRINKS
HOFFER
GILSON
& LIONE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Andreas Ackermann et al.

Appln. No.: 10/539,908

Filed: 6/15/05

For: Covering Material for a Top Slag, Method
for the Production Thereof and Use of the
Covering Material

Attorney Docket No: 12850-003

Examiner: Unknown

Art Unit: Unknown

Mail Stop Missing Parts
Commissioner for Patents
U.S. Patent and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION (FILING DATE GRANTED)

Sir:

In accordance with the Notice to File Missing Parts of Application Filing Date Granted mailed February 28, 2006 a copy of which is attached, enclosed herewith for filing is a fully-executed, combined Declaration for Patent Application and Power of Attorney (3 sheets) for the above-referenced patent application.

Applicant has calculated the fees associated with the filing of this Response as follows:

- ☐ A basic filing fee in an amount of \$_____ under 37 C.F.R. §1.16(a).
- ☐ An additional filing fee in an amount of \$_____ under 37 C.F.R. §1.16(b), (c) and/or (d).
- ☒ A surcharge in an amount of \$130.00 under 37 C.F.R. §1.16(e).
- ☐ An extension fee in an amount of \$120.00 for a one-month extension of time under 37 C.F.R. §1.136(a).

A check in the amount of \$130.00 is enclosed.

04/21/2006 GFREY1 00000100 10539908

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130.00 DP

The Commissioner is hereby further authorized to charge payment of any additional filing fees required under 37 CFR §1.16 and any patent application processing fees under 37 CFR §1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE).

Respectfully submitted,

April 12, 2006

Date


Steven L. Oberholtzer (Reg. No. 30,670)

SLO/mc

Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/539,908

FIRST NAMED APPLICANT

Andreas Ackermann

ATTY. DOCKET NO.

12850 - 12805-003

INTERNATIONAL APPLICATION NO.

PCT/EP03/10807

I.A. FILING DATE

09/29/2003

PRIORITY DATE

12/18/2002

757

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610

CONFIRMATION NO. 6545

371 FORMALITIES LETTER



OC000000018150062

3-28-06

4-15-06

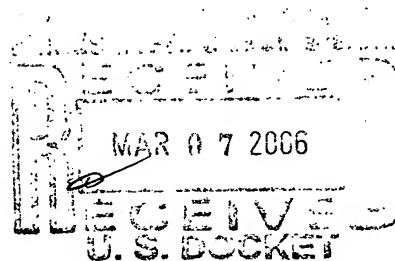
4-28-06

Date Mailed: 02/28/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/15/2005
- English Translation of the IA filed on 06/15/2005
- Copy of the International Search Report filed on 06/15/2005
- Copy of IPE Report filed on 06/15/2005
- Preliminary Amendments filed on 06/15/2005
- Oath or Declaration filed on 06/15/2005
- U.S. Basic National Fees filed on 06/15/2005
- Substitute Specification filed on 06/15/2005
- Priority Documents filed on 06/15/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/539,908	PCT/EP03/10807	12805-003